

## **Guidance on Section 319 Grant Funding and IDEM's Confined Feeding Operations Rule**

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Section 319 funds cannot be used to help comply with IDEM's Confined Feeding Operations Rule (327 IAC 16, effective 3/10/02), permit requirements, or enforcement requirements. In order to encourage practices that go above and beyond rule and permit requirements, increase manure recycling, and offer greater environmental benefits, Section 319 funds may be used to fund activities associated with the Confined Feeding Operations Rule as outlined below. \* For more information on IDEM's Confined Feeding Program, please see <http://www.in.gov/idem/land/cfo/index.html>.

### Nutrient Management Plans

Section 319 funds can be used to cost-share on the development of nutrient management plans covering the whole farm. Section 319 funds cannot assist with development of manure management plans because they are required by the Confined Feeding Operation rule. Because nutrient management plans for an entire farm go above and beyond the rule requirements, their development is eligible. Activities that may be included as a part of developing a whole farm nutrient management plan include soil testing and manure testing.

### Equipment and Technology

Section 319 funds cannot be used to cost-share on land application of manure because doing so is part of carrying out the required manure management plan. However, equipment modifications, leasing, or rentals that allow for more environmentally friendly application of manure go above and beyond the requirements of the Rule and are eligible for Section 319 funding. Technology that reduces or eliminates surface application of manure or that increases application efficiency, such as no-till manure injection, variable rate controllers, and Geographic Positioning Systems, are eligible for cost-share through Section 319. Section 319 funds may only be used to pay for the additional costs of these practices.

### Dead Animal/Mortality Composting

The Confined Feeding Operation Rule does not require mortality composting, so this is an eligible activity for Section 319 cost-share funding. The composters must have run-on and run-off control as stated in the Rule, which is not cost-sharable.

### Manure Composting

Manure composting is not required by the Rule and is eligible for Section 319 cost-share funding. The composters must have run-on and run-off control as stated in the Rule, which is not cost-sharable.

### Covered Dry Manure Staging Facilities

Covered buildings for the purpose of staging manure for distribution (as opposed to manure storage at a production facility) go above and beyond the minimum protection requirements from run-on and run-off in the Rule and are therefore eligible for cost-share funding through Section 319.

\*Other facilities, methods, or technologies may be eligible for 319 funding and must be approved by the Watershed Management Section on a case-by-case basis.